

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GARY-JON ROGERS, :
Plaintiff, : CIVIL ACTION NO. 4:23-CV-00841
: (Magistrate Judge Mehalchick)
v. :
LYCOMING COUNTY TAX BUREAU, :
et al., :
Defendants. :
:

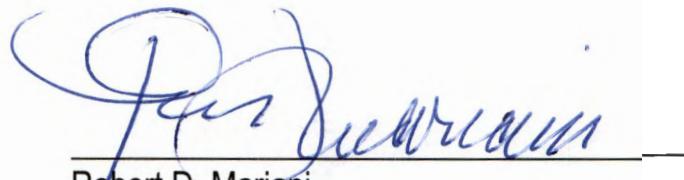
ORDER

AND NOW, THIS 26th DAY OF JULY 2023, upon consideration of Magistrate Judge Karoline Mehalchick's Report and Recommendation ("R&R") (Doc. 10) and all relevant documents for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 10) is **ADOPTED** for the reasons stated therein;¹
2. The motion for preliminary injunction (Doc. 5) is **DENIED**;
3. The above-captioned action is **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction;

¹ The Court notes that the legal standard set out in the R&R includes reference to injunctions in the correctional context (Doc. 10 at 8) which is not relevant in this case in that Plaintiff is not incarcerated. Because the R&R's analysis and recommended disposition does not rely on the correctional standard (see *id.* at 9-13), the Court adopts the R&R for the reasons stated by the Magistrate Judge.

4. The Clerk of Court is directed to **CLOSE** this case.



Robert D. Mariani
United States District Judge